

BRANCART & BRANCART
Christopher Brancart (SBN 128475)
Liza Cristol-Deman (SBN 190516)
Post Office Box 686
Pescadero, California 94060
Tel: (650) 879-0141
Fax: (650) 879-1103

STEPHEN E. GOLDBERG (SBN 173499)
Attorney at Law
1100 Howe Avenue, Suite 542
Sacramento, CA 95825
Tel: (916) 565-1225

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

KELLY FITZGERALD and
AMBROSIA FITZGERALD, by
her guardian ad litem, KELLY
FITZGERALD,

Plaintiffs,

v.

NIELSEN PROPERTY MANAGERS,
INC.; EROS RESMINI; and, MANINA
RESMINI,

Defendants.

Case No. 2:05-CV-00119-MCE-PAN

JOINT APPLICATION AND
STIPULATION FOR DISMISSAL OF
ACTION; ORDER

The parties hereby apply for and stipulate to issuance of an order dismissing this action in its entirety with prejudice, subject to the terms of the consent decree issued by this Court and the mutual release executed by the parties.

So stipulated.

BRANCART & BRANCART
STEPHEN E. GOLDBERG

Dated: July 7, 2005.

Liza Cristol-Deman
Brancart & Brancart
Attorneys for Plaintiffs

WILSON, ELSE, MOSKOWITZ,
EDELMAN & DICKER LLP

Dated: July 7, 2005.


Tanya X. Johnson
Attorney for All Defendants

ORDER

Based upon the foregoing application and stipulation and good cause appearing therefor, it is hereby ordered that this action is dismissed in its entirety, subject to the terms of the consent decree issued by this Court and the mutual release executed by the parties.

IT IS SO ORDERED.

Dated: July 15, 2005


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE